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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Philip Wong, Frederic Chaussy, and Leslie
Marie Shearn, individually, on behalf of all
others similarly situated, and on behalf of
the general public,

Plaintiffs,

vs.

HSBC Mortgage Corporation (USA);
HSBC Bank USA, N.A.; and DOES 1
through 50, inclusive,

Defendants.

Case No.: 3:07-cv-2446 MMC

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO EXTEND
EARLY NEUTRAL EVALUATION
DEADLINE**

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26 Attorneys for Defendants
27 HSBC MORTGAGE CORPORATION (USA) and
28 HSBC BANK USA, N.A.

1 WHEREAS, Plaintiffs Philip Wong, Frederic Chaussy, and Leslie Marie Shearn
2 (collectively referred to as "Plaintiffs") and Defendants HSBC Mortgage Corporation USA and
3 HSBC Bank USA, N.A. (collectively referred to as "Defendants") jointly submit this Stipulation
4 requesting to extend the April 30, 2008 deadline set by the Court for conducting an Early Neutral
5 Evaluation ("ENE") of this case;

6 WHEREAS, the parties' Stipulation is submitted pursuant to Northern District of
7 California Local Alternative Dispute Resolution Rule 5-5, Civil Local Rule 7-11, and Civil Local
8 Rule 7-12;

9 WHEREAS, Plaintiffs and Defendants are awaiting a ruling from the Court on Plaintiffs'
10 Motion for Conditional Certification and Partial Summary Judgment;

11 WHEREAS, Plaintiffs and Defendants are currently scheduled to attend an ENE with
12 Evaluator Roderick P. Bushnell on April 1, 2008;

13 WHEREAS, Plaintiffs and Defendants agree that participation in an ENE will be more
14 meaningful once the parties have received the Court's ruling on Plaintiffs' Motion for Conditional
15 Certification and Partial Summary Judgment;

16 WHEREAS, Plaintiffs and Defendants have agreed that an extension of time for
17 participating in ENE should be requested; and

18 WHEREAS, Evaluator Bushnell has indicated that he has no objection to postponing the
19 ENE session currently scheduled for April 1, 2008 until a date after the parties have received a
20 ruling from the Court on Plaintiffs' Motion for Conditional Certification and Partial Summary
21 Judgment.

1 IT IS HEREBY STIPULATED by and between the parties hereto, through their respective
2 attorneys of record, that they will participate in ENE, as agreed by the parties and Evaluator
3 Roderick P. Bushnell, within forty-five (45) days after receiving the Court's ruling on Plaintiffs'
4 Motion for Conditional Certification and Partial Summary Judgment.

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6 Dated: March 17, 2008

NICHOLS KASTER & ANDERSON, LLP

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9 By: /s/ Bryan J. Schwartz
BRYAN J. SCHWARTZ
10 Attorneys for Plaintiffs and Representative Plaintiffs

11 Dated: March 17, 2008


12 LITTLER MENDELSON, PC

13
14 By: /s/ Kimberly L. Owens
15 KIMBERLY L. OWENS
Attorneys for Defendants

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17 **ORDER**

18 PURSUANT TO STIPULATION, IT IS SO ORDERED. The deadline to conduct the Early
19 Neutral Evaluation is extended to May 2, 2008.

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21 Dated: March 19, 2008


22 Honorable Maxine M. Chesney
23 United States District Court Judge
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